

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

FLAVIA BENITEZ,  
Plaintiff.

 $\mathbf{v}_i$ 

SODEXHO MARRIOTT SERVICES,  
Defendant.

C.A. NO.: 04-11959-NG

**AFFIDAVIT OF BRIAN M. HANEY, ESQ.,**  
**IN SUPPORT OF DEFENDANT’S MOTION FOR SUMMARY JUDGMENT**

I, Brian M. Haney, having first been duly sworn, hereby depose and state:

1. I am an attorney with the law firm of Cooley Manion Jones LLP, licensed to practice law in Massachusetts and admitted to the United States District Court for the District of Massachusetts.
2. I represent the defendant, Sodexho, Inc., misnamed herein as Sodexho Marriott Services, in the above-referenced matter.
3. A true and accurate copy of the following documents are attached hereto as Exhibits:
  - A. Amended Complaint and Jury Request of Flavia Benitez;
  - B. Relevant portions of Flavia Benitez's deposition transcript;
  - C. Correspondence dated January 31, 2000;
  - D. Massachusetts General Hospital Office Note dated January 4, 2000;
  - E. Massachusetts General Hospital Operative Report dated January 27, 2000;
  - F. Massachusetts General Hospital Medical Provider's Statement dated February 10, 2004;
  - G. Massachusetts General Hospital Final Radiological Consultation dated January 25, 2000;
  - H. Massachusetts General Hospital Progress Notes dated February 11, 2000;
  - I. Correspondence dated January 8, 2001;
  - J. Re-Examination Notes dated December 21, 2000; and

K. Correspondence dated December 5, 2005;

SIGNED UNDER THE PAINS AND PENALTIES OF PERJURY THIS 7<sup>th</sup> DAY OF  
AUGUST, 2006.

/s/ Brian M. Haney  
Brian M. Haney